20/11/07

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HIGH COURT OF CHHATTISGARH, BILASPUR

W.P. (L) No.6668/2007

PETITIONER Virendra Singh Naikadi, s/o late Shri Balram Singh aged 45 years, Ex. Conductor, MPSRTC, Permanent Resident of Vill-Tudila, The Pargana Gohad, P.S. Malanpaur, District Bhind (MP), present address at 12/661, Prem Nagar Sikola Bhata, Durg.

Versus

RESPONDENTS

1. State of Chhattisgarh, Through the Managing Director, Chhattisgarh Infrastructure, Development Corporation (CIDC), G.E.Road, Near Mantralaya, Raipur
2. The Managing Director, Chhattisgarh Infrastructure Development Corporation(CIDC), G.E.Road, Near Mantralaya, Raipur
3. The Divisional Manager(Transport) Chhattisgarh Infrastructure Development Corporation, (CIDC), Bilaspur office,Bilaspur

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Appearance:

Shri B.P.Rao, Counsel for the petitioner.

Shri Ajay Dwivedi, Panel Lawyer for the State on advance copy.

ORAL ORDER
(17.11.2007)

SUNIL KUMAR SINHA, J.

Heard.

Learned counsel for the petitioner argues that there is already an order in favour of the petitioner, which was passed in W.P.No.442 of 1990 on 28th February, 2007 and as far as merits of the case are concerned, the petitioner is satisfied with the earlier order. He submits that grievance of the petitioner is that by the earlier order of this Court, an order passed by the Industrial Court in Appeal No.16/MPIR Act/86 was set aside, as an affect of which, the order

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passed by the Labour Court came into force. But even after that, the order has not been complied with.

I do not deem it proper to entertain the writ petition for this grievance only. When the matter has been finally adjudicated by this Court, there is no question of entertaining the subsequent writ petition. The remedy of the petitioner lies elsewhere to file appropriate application for execution of the order concerned.

With the aforesaid observations, this petition stands finally disposed of.

Sd/-
Sunil Kumar Sinha
Judge

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